

ORDINANCE RECORD, CITY OF HORN LAKE, HORN LAKE, MISSISSIPPI

Lawrence Printing Co. 17270, F00608938DW  
ORDINANCE: #10-06-199

**AN ORDINANCE PROHIBITING THE USE, PURCHASE, POSSESSION, SALE, AND OFFERING FOR SALE THE SYNTHETIC CANNABINOID, KNOWN AS "SPICE", "K-2", "FIRE N ICE" AND OTHER SYNTHETIC PRODUCTS AND FOR OTHER PURPOSES.**

**WHEREAS**, the Mayor and Board of Alderman of the City of Horn Lake, Mississippi have determined that certain businesses within the City of Horn Lake, Mississippi are selling or may endeavor to sell certain substances when ingested, produce intoxicating effects similar to THC or marijuana and/or methcathione; and

**WHEREAS**, the substances are not yet categorized as illegal controlled substances under state or federal law; and

**WHEREAS**, the substances, which are described below are often used as an alternative to marijuana and other controlled substances and are potentially dangerous to users and further, the long term effects are not yet known; and

**WHEREAS**, it has been determined that the effects of these substances are a health concern to the citizens of the City of Horn Lake, Mississippi;

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF HORN LAKE, MISSISSIPPI AS FOLLOWS:**

**Section 1.** It is hereby declared to be unlawful for any person to use, possess, purchase, attempt to purchase, sell, publicly display for sale or attempt to sell or give, any one or more of the following chemicals within the city limits of the City of Horn Lake, Mississippi:

- (A) Salviadinorum or salvinorum A: all parts of the plant presently classified botanically as salvia divinorum, whether growing or not, the seeds thereof an extract from any part of such plant, and every compound, manufacture salts derivative, mixture or preparation of such plant, its seeds or extracts;
- (B) (6aR,10aR)-9-(hydroxymethyl)-6,6dimethyl-3-(2-methyloctan-2-yl)-6a7,. 10. 10a-tetrahydrobenzo[c]chromen-1-01 some trade or other names: HU-210;
- (C) 1-Pentyl-3-(1-naphthoyl) indole-some trade or other names: JWH-018\spice;
- (D) 1-Butyl-3-(1-naphthoyl) indole-some trade or other names: JWH-073;
- (E) 1 -(3-[trifluoromethylphenyl]) piperazine-some trade or other names: TFMPP;
- (F) 4-methoxymethcathione, Ethylcathinone, 3,4-methylenedioxyprovalerone and related analogs and CP-47,497 and related homologs.
- (G) or any similar structural analogs.

**Section 2.** If any of the aforementioned substances are found in the possession of any person, they may be confiscated and destroyed by law enforcement officials.

**Section 3.** It is not an offense under Section 1 above of this Ordinance if the person was acting at the direction of an authorized agent of the City of Horn Lake, Mississippi to enforce or ensure compliance with this law prohibiting the sale of the aforementioned substance.

**Section 4.** This ordinance does not apply to any person who commits any act described in this ordinance pursuant to the direction or prescription of a licensed physician or dentist authorized to direct or prescribe such act. This Ordinance likewise does not apply to the inhalation of anesthesia for a medical purpose or dental purpose.

**Section 5.** Any person found to be in violation of this ordinance will be guilty of a misdemeanor and or subject to a term of imprisonment not to exceed (90) ninety days and a fine not to exceed \$1,000 and or both.

**Section 6.** For the reasons stated above and in order to protect the health and safety of the citizens of Horn Lake, Mississippi, this ordinance shall take effect immediately upon passage.

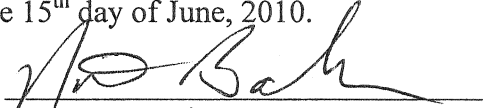
## ORDINANCE RECORD, CITY OF HORN LAKE, HORN LAKE, MISSISSIPPI

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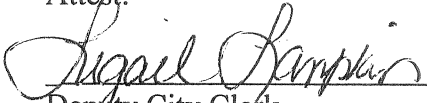
After first having been reduced to writing, then read and considered section by section and as a whole by the Mayor and Board of Aldermen, a motion was properly made by Alderman Sheley and duly seconded by Alderman Roberts for the adoption of this ordinance. A roll call was taken with the following results:

ALDERMAN LAY	"Aye"
ALDERMAN SHELEY	"Aye"
ALDERMAN SMITH	"Aye"
ALDERMAN ROBERTS	"Aye"
ALDERMAN PETTIGREW	"Aye"
ALDERMAN JONES	"Aye"
ALDERMAN WHITE	"Aye"

The foregoing ordinance was adopted this the 15<sup>th</sup> day of June, 2010.

  
Mayor Nat Baker

Attest:

  
Deputy City Clerk  
Seal